IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL.

Writ Petition No. 748(S/S)2007

Ram Kishore S/o Daulat Ram,
Record Keeper, in the office of
Assistant Record Officer,
District Udham Singh Nagar. --- Petitioner.

Vs.

1. State of Uttarakhand through Secretary,
   Revenue, Uttarakhand,
2. District Magistrate, Udham Singh Nagar,
3. Assistant record Officer, Udham Singh Nagar. -- Respondents.

Sri S.S. Yadav, learned Counsel for the petitioner and
Sri Ashish Joshi, learned State Counsel for respondents.

Hon'ble M.M. Ghildiyal, J.

Heard Sri S.S. Yadav, learned Counsel for the petitioner and Sri Ashish Joshi, learned Counsel for the respondents.

By means of this writ petition, the petitioner has prayed for the following reliefs:-

a. Issue a writ, order or direction in the nature of mandamus commanding and directing the respondent no. 2 & 3 to give the charge of Reader of the Record Office, Udham Singh Nagar and it is further prayed to direct the respondent no. 3 to appoint the petitioner as Reader in the same capacity as Ravindra Kumar Sharma is working,

b. Issue a writ, order or direction in the nature of mandamus directing the respondents to decide the representation of the petitioner (annexure-3),

c. Issue any other order or direction, which this Hon'ble Court may deem fit and proper under the circumstances of the case,

d. Award cost of the petition in favour of the petitioner.

Submission of the learned counsel for the petitioner is that he is working as Record Keeper in the office of respondent no. 3. A post of Reader in the officer of respondent no. 3 fell vacant on account of retirement of some incumbent. The petitioner is claiming promotion on that vacant post.

During the course of arguments, learned counsel for the petitioner has submitted that raising all his grievances, the petitioner has already moved a representation before the District Magistrate, Udham Singh Nagar on 17th January 2007, which is annexed as annexure no. 3 to the writ petition as such, the respondents' authority may be directed to take decision on the representation of the petitioner at the earliest.

The prayer is innocuous.

Consequently, I direct the District Magistrate, Udham Singh Nagar to take decision on the representation of the petitioner dated 17th January 2007, contained as annexure no. 3 to the writ petition, within a period of four weeks from the date of production of a certified copy of this order before him.

With this direction, the writ petition is finally disposed of. No order as to costs.

(M.M. Ghildiyal, J.)

June 28, 2007:
NCM: